

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF LOUISIANA**

UNITED STATES OF AMERICA	*	CRIMINAL NO: 13-113
v.	*	SECTION: "A"
MICHAEL LARRIEU	*	VIOLATION: 18 U.S.C. § 2250(a)
	* * *	

F A C T U A L B A S I S

Should this matter proceed to trial, both the government and the defendant, **MICHAEL LARRIEU ("LARRIEU")**, do hereby stipulate and agree that the following facts set forth a sufficient factual basis for the crime to which the defendant is pleading guilty and that the government would prove the following beyond a reasonable doubt at trial:

The government would present evidence that on or about December 12, 2007, **LARRIEU** entered a plea of guilty to Possession of Child Pornography, in the United States District Court for the Eastern District of Louisiana (Docket No. 07-113 "B") in violation of Title 18, United States Code, Section 2252(a)(4)(B), a registerable offense under the Sex Offender Registration and Notification Act. On February 1, 2011, **LARRIEU** was released from prison and placed on supervised release. On May 10, 2012, **LARRIEU** was arrested by the New Orleans Police

Department (“NOPD”) for failing to register as a sex offender. On June 15, 2012, **LARRIEU** entered a plea of guilty in Orleans Parish Criminal District Court under Case. No. 511-774B for failing to update his registration and was sentenced to 35 days in jail.

On February 27, 2013, **LARRIEU** absconded from the Volunteers of America/Re-entry Residential Center (“VOA”) and, as a result, the U.S. Marshals Service (“USMS”) was notified. Approximately one month later, on March 25, 2013, the USMS located and arrested **LARRIEU** in Laredo, Texas. **LARRIEU** executed a written waiver of his *Miranda* rights and made the following statements to the USMS. According to **LARRIEU**, he traveled from Louisiana to Texas via bus and was going to leave for Mexico the next day. **LARRIEU** said he was convicted of a sex offense and he knew he had a duty to register as a sex offender. He said he last registered with the NOPD and he acknowledged that he has a duty to register when he departs from one address and moves to another. He said he failed to notify law enforcement that he left New Orleans and he failed to notify law enforcement that he entered their jurisdiction. **LARRIEU** said he did not notify or request information on sex offender laws in Texas because he knew he was a fugitive and did not want to go back to prison.

The government would introduce post-*Miranda* statements made by **LARRIEU** wherein **LARRIEU** voluntarily admitted that he was aware of his Sex Offender Registration requirements and that he did not notify law enforcement officials in Louisiana that he was leaving Louisiana. In

addition, the government would call witnesses from the U.S. Marshal's Service, NOPD, Clerk's Office, and U.S. Probation to establish the facts set forth above.

MICHAEL LARRIEU
Defendant

DATE

CYNTHIA CIMINO
Counsel for Defendant

DATE

BRIAN M. KLEBBA
Assistant U. S. Attorney

DATE